

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE**

<b>RONALD P. BROOM,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>vs.</b>	)	<b>Case No. 2:08-cv-2881-JDT/egb</b>
	)	
<b>MARKETPLACE HOLDINGS, INC.,</b>	)	
<b>et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**JOINT MOTION FOR VOLUNTARY DISMISSAL**

Come the Plaintiff and the Defendants Marketplace Holdings, Inc. and Collis Foods, Inc., pursuant to Rule 41(b) of the *Federal Rules of Civil Procedure* and request that the Court dismiss the Defendants Marketplace Holdings, Inc. and Collis Foods, Inc. with prejudice.

The parties would show unto the Court that River Waffles, LLC was the Plaintiff's statutory employer at all times material. Furthermore, the Court has granted Plaintiff's Motion to Amend to add River Waffles, LLC as a party Defendant by Order entered April 3, 2009. Therefore, the dismissal of Defendants Collis Foods, Inc. and Marketplace Holdings, Inc. will remove improper parties from this cause and will resolve all issues of misjoinder or unnecessary parties to this cause.

Respectfully submitted:

By: s/Ronald P. Broom<sup>1</sup>  
Ronald P. Broom  
*Pro se*  
5640 Fallinbark Drive  
Memphis, TN 38134

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<sup>1</sup> Counsel for Defendants Collis Foods, Inc. and Marketplace Holdings, Inc. has the express, written permission of the Plaintiff to submit this Joint Motion and the Agreed Order to the Court.

By: s/Joe E. Manuel  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of this pleading has been filed electronically and served upon all parties listed below either electronically or by United States Mail, addressed to said parties, with sufficient postage to carry the same to its destination this 3rd day of April, 2009.

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